

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

*In re Dealer Management Systems Antitrust
Litigation*, MDL 2817

No. 1:18-CV-864

This document relates to:

Hon. Robert M. Dow, Jr.

Authenticom, Inc. v. CDK Global, LLC et al.,
Case No. 1:18-cv-00868 (N.D. Ill.)

Magistrate Judge Jeffrey T. Gilbert

**REYNOLDS’S MOTION FOR LEAVE
TO FILE *INSTANTER* A BRIEF IN EXCESS OF FIFTEEN PAGES**

Pursuant to Local Rule 7.1, Defendant/Counterclaimant The Reynolds and Reynolds Company (“Reynolds”) hereby files this motion for leave to file the attached 26-page Memorandum in Support of Reynolds’s Motion for Partial Summary Judgment (“Memorandum”). In support of this Motion, Reynolds respectfully states as follows:

1. Reynolds has filed a Motion for Partial Summary Judgment (“MPSJ”) in favor of a finding of liability on certain of its counterclaims against Counterclaim-Defendant Authenticom, Inc. Specifically, Reynolds submits that undisputed facts adduced in discovery demonstrate that Authenticom is liable as a matter of law for violations of the Digital Millennium Copyright Act and the Wisconsin Computer Crimes Act. The facts supporting the MPSJ are set forth in the accompanying Statement of Undisputed Material Facts (the “Statement of Facts”), pursuant to Local Rule 56.1. The MPSJ seeks to aid in resolving this litigation efficiently and expeditiously by asking the Court to hold that Authenticom’s actions with regard to Reynolds’s proprietary dealer management systems violate the statutes at issue and establish liability thereunder as a matter of law.

2. Given the complexity of the legal issues and multiple claims at issue, a modest enlargement of the usual 15-page limit for motions briefing is warranted. Reynolds seeks an enlargement of the page limit to 26 pages. Reynolds's Statement of Facts contains 56 separate statements of fact, and thus does not require any extensions under the local rule.

3. Reynolds's proposed 26-page Memorandum is attached to this Motion. The Memorandum is being filed under seal and Reynolds will serve all parties to this MDL with an unredacted copy by email. Should the Court grant this Motion, Reynolds will promptly file a public redacted version of the Memorandum with the Court.

4. For the foregoing reasons, Reynolds respectfully requests that the Court grant it leave to file *instanter* the proposed Memorandum.

Dated: October 15, 2019

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, Brice A. Wilkinson, an attorney, hereby certify that on October 15, 2019, I caused a true and correct copy of the foregoing **REYNOLDS'S MOTION FOR LEAVE TO FILE *INSTANTER* A BRIEF IN EXCESS OF FIFTEEN PAGES** to be filed and served electronically via the court's CM/ECF system. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF System.

/s/ Brice A. Wilkinson

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